

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF PENNSYLVANIA  
READING DIVISION**

**In Re:**

**JAMES W. SURGEONER,**

**Debtor**

**Chapter 13 Bankruptcy**

**Bankruptcy No. 13-10040 REF**

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**NOTICE OF MOTION, RESPONSE DEADLINE, AND HEARING DATE**

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**To: The Debtor, the Chapter 13 Trustee, the United States Trustee and all Priority and Secured Creditors:**

**Movant, the Debtor in this bankruptcy proceeding, has filed a Motion to Modify Plan Post-Confirmation Pursuant to 11 U.S.C. 1329.**

**YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult an attorney).**

**1. If you do not want the Court to grant the relief sought in the motion or if you want the Court to consider your views on the motion, then on or before July 24, 2017 you or your attorney must do all of the following:**

**(a) file an answer explaining your position at The United States Bankruptcy Court, The Madison Building, Suite 300, 400 Washington Street, Reading, PA 19601. If you mail your answer to the Bankruptcy Clerk's office for filing, you must mail it early enough so that it will be received on or before the date stated above; and**

**(b) mail a copy to the Movant's attorney at:**

**George M. Lutz, Esquire  
Hartman, Valeriano, Magovern & Lutz, P.C.  
1100 Berkshire Boulevard, Suite 301  
Wyomissing, PA 19610**

**2. If you or your attorney do not take the steps described in paragraphs 1(a) and 1(b) above and attend the hearing, the Court may enter an order granting the relief requested in the motion.**

**3. A hearing on the motion is scheduled to be held before the Honorable Richard E. Fehling on July 27, 2017 at 9:30 a.m. in Courtroom 1, United States Bankruptcy Court, The Madison Building, 400 Washington Street, Reading, Berks County, Pennsylvania.**

**4. A copy of the proposed Ninth Amended Chapter 13 Plan is attached. If a copy of the motion is not attached, a copy of the motion will be provided to you if you request a copy from the attorney named in paragraph 1(b), whose phone number is 610-779-0772.**

**5. You may contact the Bankruptcy Clerk's office at 610-208-5040 to find out whether the hearing has been canceled because no one has filed an answer.**

**Dated:** July 6, 2017